

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF ARKANSAS
TEXARKANA DIVISION

TROY H. BRADFORD AND GLORIA
BRADFORD, Individually and as Class
Representatives on Behalf of All
Similarly Situated Persons; and
BOOKS ETC., by and through TROY
AND GLORIA BRADFORD, Class
Representatives on Behalf of All Those
Similarly Situated;

PLAINTIFFS

VS.

No. 4:05-cv-4075 HFB

UNION PACIFIC RAILROAD COMPANY
A Delaware Corporation, and J.L. Gordan,
an Arkansas Resident

DEFENDANTS

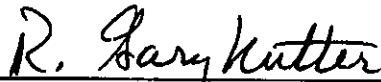
STIPULATION REGARDING DEFENDANT J. L. GORDON

Plaintiffs and Defendants, by and through their respective undersigned counsel, hereby Stipulate that Defendant J. L. Gordon was an employee of Defendant Union Pacific and was acting within the course and scope of his employment at all times relevant to the October 15, 2005, accident that forms the basis of the above captioned lawsuit. Therefore, the Plaintiffs and Defendants agree that Defendant Gordon may be dismissed without prejudice. The parties further agree that, subject to Court approval, this stipulation may be incorporated into the Court's Jury Charge for vicarious liability.

Respectfully Submitted,

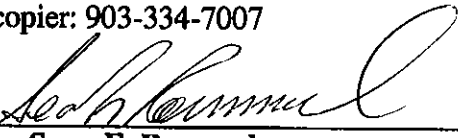
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